

January 18, 1973

SENATOR CARSTENS: I believe, Senator Carpenter, that the-- in the appraisal in the execution law the sheriff in attaching or levying on this property, if the debtor requests it, of course, if he doesn't request it, he doesn't get the exemption, by the way. But the sheriff has an appraisal made either by himself or he can obtain qualified appraisal.

SENATOR CARPENTER: It wouldn't do any harm for example to make references as amendments to that section of the law because unless there is some predetermined method to value whatever they are going to attach, I don't think the deal has any particular--you'd be forever and a day trying to determine what it is worth.

SENATOR CARSTENS: I am sorry, Senator Carpenter, I don't believe I caught--were you asking--directing that at me.

SENATOR CARPENTER: It seemed to me that there is a statute in the law providing for that. We ought to be specific in this bill to refer to it that the violation is going to be dependent on the activation of that particular section.

SENATOR CARSTENS: I believe that is specifically referred to in the execution section of the law now.

SENATOR CARPENTER: Well then while I am on my feet, I seemed to me that the tools, if this man is the profession of being a carpenter, a plumber, or some other thing that is more important or at least as important as the household goods that can be attached and it would seem to me that if we are going to allow the man to live in his house with something to set on and eat on, we ought to give him the same opportunity to do something to make a living with. So I'd like to amend the bill to strike the \$200 and put in there \$1500, in so far as the value of the tools are concerned.

SENATOR CARSTENS: I second that.

SPEAKER: We now have before the body the Carpenter amendment. Do you all understand the amendment? I believe the amendment changes in the one section the reference from 200, was it, to 1500. Is there any further discussion of that motion? Senator Johnson, did you wish to be heard on this particular motion or did you just want to talk about the bill? Is there any further discussion on Senator Carpenter's amendment? Senator Carpenter, do you care to make any closing remarks?

SENATOR CARPENTER: No closing.

SPEAKER: Very good. The question is shall the amendment be adopted? All those in favor of the Carpenter amendment vote aye, all those opposed vote no. Excuse me, Senator Kelley, did I bypass you? I am sorry, did you want to speak on the amendment? OK, I will call on you in just a minute then. Put Senator Kelley on. Go ahead, Senator Kelley.

SENATOR KELLY: I just wanted a clarification because I am not sure what I am voting on.

SPEAKER: Very good. Senator Carpenter, I am not--the chair is not--do we have a--

CLERK: The Carpenter amendment would amend LB 16, Section 2, Line 25, strike "two hundred" and insert "fifteen hundred". Section 2, Line 25.

SPEAKER: All clear. Very good. We are voting on the Carpenter amendment. Have you all voted. Senator Carpenter.

SENATOR CARPENTER: How many votes does--